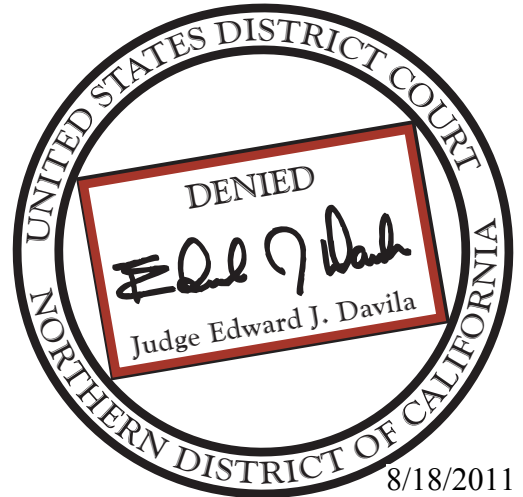


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11 **UNITED STATES DISTRICT COURT**  
12 **NORTHERN DISTRICT OF CALIFORNIA**  
13 **SAN JOSE DIVISION**

14 **J & J SPORTS PRODUCTIONS, INC.,**

**CASE NO. 5:11-CV-01166-EJD**

15 **Plaintiff,**

16 **vs.**

17 **NGOC HA T. NGUYEN, et al.**

18 **Defendant.**

**PLAINTIFF'S *EX PARTE***  
**APPLICATION FOR AN ORDER**  
**VACATING THE CASE**  
**MANAGEMENT CONFERENCE; AND**  
**ORDER (Proposed)**

19 **TO THE HONORABLE EDWARD J. DAVILA, THE DEFENDANT, AND THEIR**  
20 **ATTORNEYS OF RECORD:**

21 Plaintiff J & J Sports Productions, Inc. hereby applies *ex parte* for an order vacating the Case  
22 Management Conference in this action, presently set for Friday, August 26, 2011 at 1:30 P.M. This  
23 request will be, and is, necessitated by the fact that Defendant Ngoc Ha T. Nguyen, individually and  
24 d/b/a Vi Sao Café a/k/a Sao Restaurant is in default<sup>1</sup> and Plaintiff's Application for Default Judgment  
25 is presently set to be heard before the Honorable Edward J. Davila on September 23, 2011 at 9:00  
26 A.M.

27  
28 <sup>1</sup> As such, as of this writing, Plaintiff has yet to receive an answer or any other responsive pleading from the defendant. As a result, Plaintiff's counsel has not conferred with the defendant concerning the claims, discovery, settlement, ADR or any of the other pertinent issues involving the case itself or the preparation of a Case Management Conference Statement.

